



TEXAS FORENSIC  
SCIENCE COMMISSION

*Justice Through Science*

1700 North Congress Ave., Suite 445  
Austin, Texas 78701

February 22, 2019

*Via First Class Mail*

Mr. Robert T. Warterfield  
TDCJ #01829999  
Clements Unit  
9601 Spur 591  
Amarillo, TX 79107

Re: TFSC Complaint No. 19.01, Warterfield, Robert (SWIFS; Forensic Biology/DNA)

Dear Mr. Warterfield,

At its January 25, 2019 meeting, the Commission voted to dismiss your complaint for failure to state an allegation of negligence or misconduct with respect to a forensic analysis in your case. The Commission's jurisdiction is over forensic laboratories accredited by the state of Texas and their analysts.

Your complaint alleges the Dallas Police Department and SWIFS colluded to "fabricate probable cause" to obtain additional DNA evidence from you in 2010. You request the Commission to determine SWIFS' complicity. This is beyond the realm of TFSC's jurisdiction which extends only to the performance of forensic analyses in criminal cases. It has no authority over law enforcement or analyses requested by a laboratory's clients to be performed in any case.

You are welcome to re-file a complaint that directly concerns the performance of a forensic analysis in your case. Thank you and let me know if I may be of any additional assistance.

Sincerely,

A handwritten signature in black ink that reads "Kathryn Adams".

Kathryn Adams  
Commission Coordinator

/mka